



IFRRO Statement at WIPO SCCR, 19 June 2011

Made on IFRRO's behalf by Magdalena Vinent, IFRRO President

Firstly I would like to congratulate you again on your election as chair of this session.

IFRRO acknowledges the efforts by the drafters of the document to reach a consensus solution regarding a WIPO instrument to enable effective access to copyright works by persons with reading impairment.

In respect of the draft text on a WIPO instrument, IFRRO would like to see a few modifications, in particular with regard to:

1. works to be made available under an exception in national legislation should apply only to works that are not made accessible by publishers or authors or their legitimate representatives
2. cross-border exchange of files should only be made with the express authorisation or under a licence with the publisher, author or their legitimate representative
3. the text should clearly link the instrument to the Berne Convention and in particular to its Article 9.2 and the 3 steps test, which needs to be maintained as the general basis for the establishment of an exception in national legislation
4. cross-border transfer of files, in addition to being made subject to some form of approval mechanism by rightholders or their legitimate representatives, must be limited to works lawfully published in the country where the entity performing the transfer is based; further re-exportation of files cannot be allowed since it would conflict with the normal exploitation of the works and unreasonably prejudices the legitimate interest of the rightholders.

Many thanks for giving IFRRO the floor, Mr. President.

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